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UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In Re: : Chapter 11

DPH HOLDINGS CORP., et al.,

Reorganized Debtors. : (Jointly Administered)

Case No. 05-44481 (RDD)

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NOTICE OF LODGING OF PROPOSED SETTLEMENT AGREEMENT

The United States of America hereby lodges with the Court the proposed Settlement Agreement attached hereto as Exhibit A. This Settlement Agreement has been executed by all parties.

The United States requests that the Court not approve the proposed Settlement Agreement at this time. Notice of the lodging of the proposed Settlement Agreement will be published in the *Federal Register*, following which the United States Department of Justice will accept public comments on the proposed Settlement Agreement for a 15-day period. After the conclusion of the public comment period, the United States will file with the Court any comments received, as well as responses to the comments, and at that time, if appropriate, will request that the Court approve the proposed Settlement Agreement.

05-44481-rdd Doc 22215 Filed 11/08/13 Entered 11/08/13 17:08:52 Main Document Pg 2 of 2

Dated: New York, New York November 8, 2013

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